

**S/N 09/815,884**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Harlan T. Jacobs et al.

Examiner: Blane J. Jackson

Serial No.: 09/815,884

Art Unit/Conf. No.: 2618/7390

Filed: March 23, 2001

Docket No.: 1327.011US1

Title: BATTERY-OPERATED WIRELESS-COMMUNICATION APPARATUS AND METHOD

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**AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant has carefully reviewed and considered the Non-Final Office Action (NFOA) mailed on February 8, 2007, and the references cited therewith. Applicant notes that the NFOA is word-for-word identical to the Final Office Action (FOA) mailed June 1, 2006 for all sections starting with the 103 rejections on page 4. However, the claims addressed in the June 1 FOA are different than those currently pending since Applicant amended the independent claims 1, 3, 11, 22, 31, and 33, and thus the word-for-word copied rejections do not apply unchanged. Accordingly, Applicant respectfully requests that the Examiner provide a bona fide examination of the present claims, and reconsider the arguments and remarks provided in the RCE and Amendment and Response filed September 1, 2006, since those arguments and amendments carefully address the rejections of the June 1, 2006 FOA.

Please amend the above-identified patent application as follows. Applicant's Remarks follow the amendments

This first reply is being filed within three months of the mailing date of the Non-Final Office Action. If required, please consider this a Petition for Extension of Time for filing a reply in the above-identified application. Please charge any required fee or credit overpayment to Deposit Account number 502931.